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OFFICE OF PETITIONS

In re Application of Breitenstein et al. :
Application No. 10/028,388 :
Filing Date: December 21, 2001 :
Attorney Docket No. FR000143 :

Decision on Petition

This is a decision on the petition under 37 CFR 1.137(b), filed February 23, 2006, to revive the above-identified application.

The petition is **granted**.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice of Non-Compliant Amendment mailed July 11, 2005, which set a shortened statutory period for reply of one (1) month. An extension of time under the provisions of 37 CFR 1.136(a) was not obtained. Accordingly, the above-identified application became abandoned on August 12, 2005. A Notice of Abandonment was mailed on February 9, 2006.

The instant petition requests revival of the application.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b). Therefore, the petition is granted and the application is revived.

Technology Center Art Unit 2621 will be informed of the instant decision and the application, including the papers filed February 23, 2006, will be further examined in due course.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.

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